



Board of Funeral Service

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DRAFT OFFICIAL BOARD MINUTES

May 8, 2019

The Lodge at Deadwood, Deadwood, SD

Members Present:

Stuart W. Barns, President
D. Scott Isburg, Vice-President
Randy Brennick, Secretary-Treasurer
Chad Osthus, Member
James Jones, Member (via teleconference)
Tony Farnen, Lay Member
Mariah Pokorny, Dept of Health (Non-voting member)

Members Absent:

David Volk, Lay Member

Others Present:

Jill Lesselyoung, Executive Assistant
Brooke Tellinghuisen Geddes, Executive Assistant
John Strohmman, Office of the Attorney General (via teleconference)
Butch Bader
Lynn Bader

Call to Order/Welcome and Introductions: President Barns called the meeting to order at 1:00 PM MDT.

Roll Call: Barns asked Lesselyoung to call the roll. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes; Pokorny, yes. A quorum was present.

Corrections or additions to the agenda: Agenda item #14 Executive Session was moved to follow agenda item #7 due to time constraints.

Approval of the agenda: Farnen made a motion to approve the agenda. Osthus seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes.

ICFSEB Annual Meeting Update-Strohmman: Strohmman updated the Board on the annual conference. He advised the conference is the major mechanism for overseeing the national exam for every state. They covered a lot of good issues; model internship, updates on the latest legal cases, consumer and compliance issues and profession specific issues. He advised it was very worthwhile.

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Public Comment: Butch Bader, retired funeral director voiced concerns regarding an individual he believes is practicing without a license. Strohmman advised the Board is not making comments. Bader needs to follow the complaint procedure. All complaints need to come to the Board office in writing and will be processed as dictated by the complaint procedure. Barns presented a copy of the written procedure to Bader.

Election of officers: Brennick made a motion to retain Barns as President. Isburg seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes. Osthus made a motion to retain Isburg as Vice-President. Farnen seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes. Osthus made a motion to retain Brennick as Secretary-Treasurer. Jones seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes.

Executive Session-Pursuant to SDCL 1-25-2: Farnen made a motion to enter executive session at 1:22PM MT. Osthus seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes. Farnen made a motion to exit executive session at 1:27PM MT. Isburg seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes.

Complaints/Investigations:

#164: Barns recommended to dismiss complaint #164 due to lack of substantive evidence. Osthus made a motion to dismiss complaint #164 due to lack of substantive evidence. Isburg seconded the motion. **MOTION PASSED** by roll call vote. Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes; Barns, abstain.

#165: Osthus recommended to dismiss complaint #165 due to lack of substantive evidence. Brennick made a motion to dismiss complaint #165 due to lack of substantive evidence. Isburg seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, abstain; Farnen, yes. Strohmman exited the meeting at 1:29PM MT.

Approval of Minutes from January 16, 2019: Osthus made a motion to approve the minutes from January 16, 2019. Farnen seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Brennick, yes; Jones, yes; Osthus, yes; Farnen, yes.

FY Financial Update: Lesselyoung reported fiscal year to date figures as of March 31, 2019: revenue of \$70,880.24, expenditures of \$57,349.24 and cash balance of \$130,027.18. The Board discussed and accepted the financials as presented.

Update on Establishment/Crematory Inspections: Sogn has advised he just started and will be doing most of the inspections through the summer and fall.

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Renewal Update: The Board office provided rosters of current embalmers, homes and crematories as well as data on non-renewals.

HB 1111: An act to provide for professional or occupational licensure for certain active duty military personnel and spouses passed the legislature and becomes effective July 1, 2019.

Any other bills that affect the Board: There was no other formal legislation for the Board's review.

SD Funeral Directors Association Contract: Osthus made a motion to renew the contract at the current rate of \$1500.00. Farmen seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farmen, yes.

Schedule Next Meeting: The next meeting is scheduled by teleconference for November 6, 2019 at 3:00CT, 2:00MT.

Any Other Business: Pokorny advised vital records is updating to a new system.

Osthus made a motion to adjourn the meeting at 2:14PM MDT. Farmen seconded the motion. **MOTION PASSED** by roll call vote. Barns, yes; Isburg, yes; Brennick, yes; Jones, yes; Osthus, yes; Farmen, yes.

Respectfully submitted,

Randy Brennick
Secretary/Treasurer

1-27-1.17. Draft minutes of public meeting to be available--Exceptions--Violation as misdemeanor. The unapproved, draft minutes of any public meeting held pursuant to § 1-25-1 that are required to be kept by law shall be available for inspection by any person within ten business days after the meeting. However, this section does not apply if an audio or video recording of the meeting is available to the public on the governing body's website within five business days after the meeting. A violation of this section is a Class 2 misdemeanor. However, the provisions of this section do not apply to draft minutes of contested case proceedings held in accordance with the provisions of chapter 1-26.